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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 3-07-70134 JCS
	)	
Plaintiff,	)	<del>PROPOSED</del> ORDER EXCLUDING
	)	TIME FROM MARCH 14, 2007 TO
v.	)	MARCH 29, 2007 FROM THE SPEEDY
	)	TRIAL ACT CALCULATION (18 U.S.C. §
CHRISTOPHER NIU,	)	3161(h)(8)(A))
	)	
Defendant.	)	

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On March 14, 2007, the parties appeared before the Honorable Joseph C. Spero for a detention hearing in that matter. At that appearance, defense counsel stated that he needed additional time to prepare for a detention hearing and that he was in contact with the prosecuting attorney in Hawaii regarding receiving discovery in this matter. The Court found that time should be excluded from the Speedy Trial Act for effective preparation of defense counsel. The matter was continued to March 29, 2007 for a further detention hearing and status.

With the agreement of the parties, and with the consent of the defendant, the Court enters this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(b), from March 14, 2007 through March 29, 2007.

The parties agree, and the Court finds and holds, as follows:

1. The defendant is in custody.

1           2. The defendant agrees to an exclusion of time under the Speedy Trial Act based upon  
2 the need for effective preparation of defense counsel.

3           3. Counsel for the defense believes that the exclusion of time is in his client's best  
4 interest.

5           4. Given these circumstances, the Court finds that the ends of justice served by excluding  
6 the period from March 14, 2007, to March 29, 2007, outweigh the best interest of the public and  
7 the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

8           5. Accordingly, and with the consent of the defendant, the Court orders that the period  
9 from March 14, 2007, to March 29, 2007, be excluded from Speedy Trial Act calculations under  
10 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

11  
12 STIPULATED:

13  
14 DATED: 3-19-07

  
TONY TAMBURELLO  
Attorney for Defendant

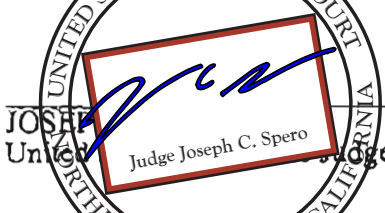
15  
16  
17 DATED: 3-22-07

  
KIRSTIN M. AULT  
Assistant United States Attorney

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19  
20 IT IS SO ORDERED.

21  
22 DATED: 03/27/07

  
JOSEPH C. SPERO  
United States District Judge  
NORTHERN DISTRICT OF CALIFORNIA